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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
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11 KEVIN MORIN,) Case No. 07cv885-BEN (BLM)
12)
13 Plaintiff,) **ORDER RESETTING EARLY NEUTRAL**
14) **EVALUATION CONFERENCE**
15 v.)
16)
17 ABERCROMBIE & FITCH STORES,)
18 INC., doing business as Ruehl)
19 No. 925, and DOES 1-50,)
20 inclusive,)
21 Defendants.)
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19 On May 21, 2007, Krista Cabrera, counsel for Defendants, lodged in
20 Chambers a written request to continue the Early Neutral Evaluation
21 Conference currently scheduled for June 22, 2007. In support, counsel
22 represents that Fred Kosmo, Defendants' lead trial counsel, is unable
23 to attend the Early Neutral Evaluation Conference on that date because
24 his son is undergoing major surgery immediately prior to the conference,
25 and will be in the hospital recovering on June 22, 2007. Counsel also
26 represents that Plaintiff's counsel has no objection to the continuance,
27 and suggests that the Early Neutral Evaluation Conference be rescheduled
28 to June 29, 2007.

1 The Court finds it inappropriate to convene an Early Neutral
2 Evaluation Conference unless all counsel and parties are available to
3 appear in person. Accordingly, the Early Neutral Evaluation Conference
4 currently set for June 22, 2007 ay 9:30 a.m. is hereby continued to June
5 29, 2007 at 1:30 p.m. All other requirements set forth in the Court's
6 Notice and Order Setting Early Neutral Evaluation Conference [Doc. No.
7 2], including the requirement that counsel timely submit confidential
8 Early Neutral Evaluation statements, remain in effect. Failure of
9 required counsel to comply may result in the imposition of sanctions.

10 **IT IS SO ORDERED.**

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12 Dated: May 22, 2007



BARBARA L. MAJOR
United States Magistrate Judge

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15 COPY TO:

16 HONORABLE ROGER T. BENITEZ
17 U.S. DISTRICT JUDGE

18 ALL COUNSEL
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